

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE SIDE JURISDICTION
WRIT PETITION NO.7045 OF 2006

Sadanand Mohan Bhalekar. .. Petitioner

Vs.

Mrs.Mrunal Sadanand Bhalekar. .. Respondent

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S/Shri R.S.Datar with R.S.Darandale i/b M/s.R.&
D.Legal for the Petitioner.

Shri Amber Joshi for the respondent.

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CORAM : R.M.S.KHANDEPARKAR, J

DATED : 20th October, 2006

P.C.

1. Heard. Only relief which is sought to be prayed in the matter is that the petitioner be permitted to file fresh application for interim relief in relation to the custody of the child. Such a prayer is sought to be made only on account of the earlier application filed by the petitioner on 17th October, 2006. The earlier application for interim relief was withdrawn. Undoubtedly, the said earlier application was withdrawn, because the Court below had refused to pass such order before 31st October, 2006. The petitioner is justified in contending that the Court shall not unnecessarily postpone the orders on

the application for custody of the child, and there shall be very endeavour by the Court to dispose of the application as earlier as possible. Since the petitioner herein was compelled to withdraw the application on account of inability on the part of the Court to pass order before 31st October, 2006, nothing prevents the petitioner from moving other application for custody of the child. Needless to say that if such an application is filed, the same shall be decided on the merits of the case.

2. With these directions, the petition is disposed of with further observation that not only in the case in hand, but in every case of application for custody of the child filed by the parties, every efforts should be made by the Court to dispose of the application as early as possible.

(R.M.S.KHANDEPARKAR, J)